

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION**

HOUSE LOCAL GOVERNMENT COMMITTEE

Date: Thursday, March 5, 2009
Place: Capitol

Time: 3:00 pm
Room: 172

BILLS and RESOLUTIONS HEARD:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

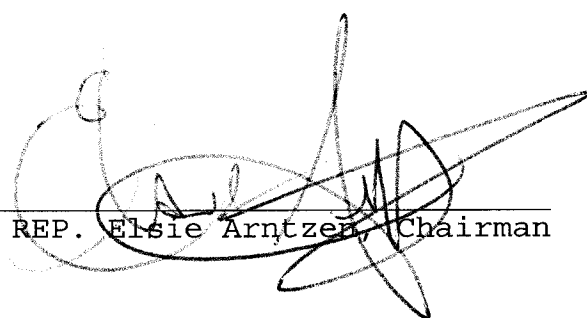
SB 148, SB 255, SB 262, SB 390

EXECUTIVE ACTION TAKEN:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

HB 449 - DPAA SB 255 - ^{BC}~~P~~ SB 390 - ^{BC}~~P~~ SB 296 - ^{BC}~~P~~
SB 262 - ^{BC}~~P~~

COMMENTS:



REP. Elsie Arntzen, Chairman

HOUSE OF REPRESENTATIVES
Roll Call
Local Government Committee

DATE: 3/5/2009

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
Vice Chair MacLaren	X	
Vice Chair Hands	X	
Representative Becker	X	
Representative Bennett	X	
Representative Berry	X	
Representative Driscoll	X	
Representative Ebinger	X	
Representative Grinde		X E
Representative Hamilton		X E
Representative Ingraham	X	
Representative Menahan	X	
Representative More	X	
Representative Reichner		X
Representative Reinhart		X
Representative Sands		X
Representative Stahl		X
Representative Vance	X	
Chairman Arntzen	X	



HOUSE STANDING COMMITTEE REPORT

March 6, 2009

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Mr. Speaker:

We, your committee on **Local Government** recommend that **House Bill 449** (first reading copy – white) do pass as amended.

Signed:

Representative Elsie Arntzen, Chair

And, that such amendments read:

1. Title, line 10.

Following: "WATER AND SEWER DISTRICT;"

Insert: "CLARIFYING THE LEVY OF DISTRICT WATER OR SEWER TAX TO
PAY EXPENSES OF OR CLAIMS AGAINST THE DISTRICT;"

2. Title, line 11.

Following: "CLARIFYING THE"

Insert: "ACCOUNTS FOR DEPOSIT OF PROCEEDS OF, AND THE"

3. Title, line 12.

Following: "PREMIUMS ON"

Insert: ", "

4. Title, line 16.

Following: "7-13-2301,"

Insert: "7-13-2302,"

5. Page 3, line 28 through line 29.

Strike: lines 28 and 29 in their entirety

Insert: "the owners of property in the proposed district to be
assessed for more than 50% of the cost of the proposed
program or improvements as determined by the method or
methods of assessment described in the resolution of
intention"

6. Page 7.

Committee Vote:

Yes 15, No 3

Fiscal Note Required ____

HB0449001SC.hjd

Following: line 7

Insert: "Section 7. Section 7-13-2302, MCA, is amended to read:

"7-13-2302. **Levy of taxes to meet bond obligations and other expenses.** (1) If for any reason the revenue of the district is inadequate to pay the interest or principal of any bonded debt as it becomes due, exclusive of revenue or special assessment bonded indebtedness incurred pursuant to 7-13-2333 or bonded indebtedness incurred to refund the revenue or special assessment bonded indebtedness without authorization at an election, or any other expenses or claims against the district, then the board of directors shall, at least 15 days before the first day of the month in which the board of county commissioners of the county, city and county, or counties in which the district is located are required by law to levy the amount of taxes required for county or city and county purposes, furnish to the board or boards of county commissioners and to the auditor or auditors, respectively, an estimate in writing:

(a) of the amount of money required by the district for the payment of the principal of or interest on any bonded debt as it becomes due;

(b) of the amount of money required to establish reasonable reserve funds for either purpose, together with a description of the lands benefited by the bonds, as stated by the board of directors in the resolution declaring the necessity to incur bonded indebtedness; and

(c) of the amount of money required by the district for any other purpose set forth in this section.

(2) The board of county commissioners of the county or city and county, annually, at the time and in the manner of levying other county or city and county taxes, shall:

(a) until any bonded debt is fully paid, levy upon the benefited lands and collect the proportionate share to be borne by the land located in their county of a tax sufficient for the payment of the bonded debt, to be known as the district bond tax; and

(b) until all other expenses or claims are fully paid, levy upon all of the lands of the district and collect the proportionate share to be borne by the land located in their county of a tax sufficient for the payment of the ~~bonded debt~~ other expenses or claims, to be known as the district water and/or sewer tax.

(3) Taxes for the payment of any bonded debt must be levied on the property benefited, as stated by the board of directors in the resolution declaring the necessity for the bonds, and all taxes for other purposes must be levied on all property in the territory comprising the district."

Renumber: subsequent sections

7. Page 8, line 8.

Following: "projects account"

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Insert: "or in a separate general obligation bond or note account created in the state special revenue fund established in 17-2-102"

- END -

HB0449001SC.hjd



HOUSE STANDING COMMITTEE REPORT


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Mr. Speaker:

We, your committee on **Local Government** recommend that **Senate Bill 296** (third reading copy – blue) **be concurred in.**

Signed:


~~Representative Elsie Arntzen, Chair~~

To be carried by ~~Representative~~ Michele Reinhart

- END -

Committee Vote:

Yes 18, No 0

Fiscal Note Required ☐

SB0296001SC05158.hjd



HOUSE STANDING COMMITTEE REPORT

March 6, 2009
Page 1 of 1

Mr. Speaker:

We, your committee on **Local Government** recommend that **Senate Bill 255** (third reading copy – blue) **be concurred in.**

Signed: _____

Representative Elsie Arntzen, Chair

To be carried by Representative Scott Reichner

- END -

Committee Vote:

Yes 18, No 0

Fiscal Note Required ☐

SB0255001SC06480.hjd



HOUSE STANDING COMMITTEE REPORT

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Mr. Speaker:

We, your committee on **Local Government** recommend that **Senate Bill 390** (third reading copy – blue) **be concurred in.**

Signed:

Representative Elsie Arntzen, Chair

To be carried by Representative Elsie Arntzen

- END -

Committee Vote:

Yes 18, No 0

Fiscal Note Required ☐

SB0390001SC03853.hjd



HOUSE STANDING COMMITTEE REPORT

March 6, 2009

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Mr. Speaker:

We, your committee on **Local Government** recommend that **Senate Bill 262** (third reading copy – blue) be concurred in.

Signed:

Representative Elsie Arntzen, Chair

To be carried by Representative Michele Reinhart

- END -

Committee Vote:

Yes 17, No 1

Fiscal Note Required ☐

SB0262001SC05158.hjd

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the Local Govmt

Committee because of other commitments. I desire to leave my proxy vote with:

Dn'SLOH

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
SB296	✓	
SB255	✓	
SB350	✓	

BILL/AMENDMENT	AYE	NO

Rep. Deane Sand
(Signature)

Date 3/5/09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Local Gov

Committee because of other commitments. I desire to leave my proxy vote with:

Discoll

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

HB 4420		
HB 4420		
SB 294	✓	
SB 255	✓	
SB 390	✓	
HB 44901.gjk	✓	
HB 44902.gjk	✓	
HB 449	✓	

BILL/AMENDMENT AYE NO

Rep. Standa Grinde
(Signature)

Date 3/5/09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the LCC Govmt

Committee because of other commitments. I desire to leave my proxy vote with:

Driscoll

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

SB 296	✓	
SB 255	✓	
SB 390	✓	
HB 044901.gjk	✓	
HB 044902.gjk	✓	
HB 449	✓	

BILL/AMENDMENT AYE NO

Rep. Butler HS
(Signature)

Date 3/5/09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the local Gov't

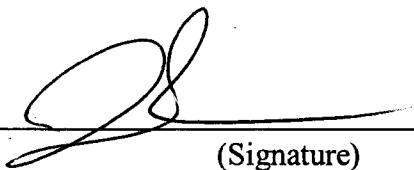
Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
SB 296	✓	
SB 255	✓	
SB 390	✓	

BILL/AMENDMENT	AYE	NO

Rep.


(Signature)

Date

3.5.09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the Loc. Govt

Committee because of other commitments. I desire to leave my proxy vote with:

Dr. SLOJ

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

SB296	✓	
SB255	✓	
SB390	✓	
HB044901.9jk	✓	
HB044902.9jk	✓	
HB449	✓	

BILL/AMENDMENT

AYE NO

Rep.

Arlene Becker
(Signature)

Date

3/5/09

**Montana House of Representatives
Visitors Register**

Local Government

Date 3/5/2009

Bill No. SB 148 **Sponsor(s)** Sen. Peterson

PLEASE PRINT

PLEASE PRINT

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Name and Address	Representing	Support	Oppose	Inf.
Harold Blais	MACU	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

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**Montana House of Representatives
Visitors Register**

Local Government

Date 3/5/2009

Bill No. SB 255 **Sponsor(s)** Sen. Tutvedt

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PLEASE PRINT

PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
John Semple	MT Fire Alliance	X		
LEONARD LUNDBY	MT FIRE ALLIANCE	X		
Rodney Dressbach	West Valley F+R	X		
Richard Van Auker	Teton County Fire	X		
Harold Blathie	MACO	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

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**Montana House of Representatives
Visitors Register**

Local Government

Date 3/5/2009

Bill No. SB 262 **Sponsor(s)** Sen. Wanzelried

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
ROBERT CARVER	TR. STW DIST	X		
HAROLD BATTLE	NACo	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

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